GOVERNMENT OF INDIA
EXTERNAL AFFAIRS
LOK SABHA

UNSTARRED QUESTION NO:2918
ANSWERED ON:18.08.2004
INTERNATIONAL CRIMINAL COURT
Mandlik Shri Sadashivrao Dadoba;Singh Shri Kirti Vardhan;Vijay Krishna Shri

Will the Minister of EXTERNAL AFFAIRS be pleased to state:

(a) whether the world`s first permanent international criminal court has come into existence;

(b) if so, the details in this regard;

(c) the names of the countries which ratified the treaty for setting up of a new court which will have the power to try people accused of violating international humanitarian law;

(d) whether India has also ratified the treaty;

(e) if not, the reasons therefore; and

(f) the steps taken by the Government in this regard?

Answer

THE MINISTER OF STATE IN THE MINISTRY OF EXTERNAL AFFAIRS (SHRI E. AHAMED)

(a) Yes, Sir.

(b) The United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court in Rome adopted the Statute of the Court on 17 July 1998. The Rome Statute entered into force on 1st July, 2002. The Court is situated at The Hague, Netherlands.

(c) There are 94 Parties to the Rome Statute of the International Criminal Court (ICC). The list of Parties, including the signatories, to the Rome Statute is enclosed at Annexure-I.

(d), (e) & (f) India is not a Party to the ICC as it has some reservations on preserving the primacy of national judicial process in relation to ICC. There are also questions concerning the relationship between United Nations Security Council and the ICC. The Government is, however, carefully watching the developments and the functioning of the Court.

Rome Statute of the International Criminal Court

Rome, 17 July 1998

PARTICIPANTS

Participant	Signature	Ratification, Acceptance (A), Approval (AA), Accession (a)
Afghanistan		10 Feb 2003 a
Albania	18 Jul 1998	31 Jan 2003
Algeria	28 Dec 2000	
Andorra	18 Jul 1998	30 Apr 2001
Angola	7 Oct 1998	
Antigua and Barbuda	23 Oct 1998	18 Jun 2001

Argentina	8 Jan 1999	8 Feb 2001
Armenia	1 Oct 1999	
Australia	9 Dec 1998	1 Jul 2002
Austria	7 Oct 1998	28 Dec 2000
Bahamas	29 Dec 2000	
Bahrain	11 Dec 2000	
Bangladesh	16 Sep 1999	
Barbados	8 Sep 2000	10 Dec 2002
Belgium	10 Sep 1998	28 Jun 2000
Belize	5 Apr 2000	5 Apr 2000
Benin	24 Sep 1999	22 Jan 2002
Bolivia	17 Jul 1998	27 Jun 2002
Bosnia and Herzegovina	17 Jul 2000	11 Apr 2002
Botswana	8 Sep 2000	8 Sep 2000
Brazil	7 Feb 2000	20 Jun 2002
Bulgaria	11 Feb 1999	11 Apr 2002
Burkina Faso	30 Nov 1998	16 Apr 2004
Burundi	13 Jan 1999	
Cambodia	23 Oct 2000	11 Apr 2002
Cameroon	17 Jul 1998	
Canada	18 Dec 1998	7 Jul 2000
Cape Verde	28 Dec 2000	
Central African Republic	7 Dec 1999	3 Oct 2001
Chad	20 Oct 1999	
Chile	11 Sep 1998	
Colombia	10 Dec 1998	5 Aug 2002
Comoros	22 Sep 2000	
Congo	17 Jul 1998	3 May 2004
Costa Rica	7 Oct 1998	7 Jun 2001
CÃ´te d`Ivoire	30 Nov 1998	
Croatia	12 Oct 1998	21 May 2001
Cyprus	15 Oct 1998	7 Mar 2002
Czech Republic	13 Apr 1999	
Democratic Rep. of the Congo	8 Sep 2000	11 Apr 2002
Denmark2	25 Sep 1998	21 Jun 2001
Djibouti	7 Oct 1998	5 Nov 2002
Dominica	12 Feb 2001 a	
Dominican Republic	8 Sep 2000	
Ecuador	7 Oct 1998	5 Feb 2002
Egypt	26 Dec 2000	
Eritrea	7 Oct 1998	
Estonia	27 Dec 1999	30 Jan 2002
Fiji	29 Nov 1999	29 Nov 1999
Finland	7 Oct 1998	29 Dec 2000
France	18 Jul 1998	9 Jun 2000
Gabon	22 Dec 1998	20 Sep 2000
Gambia	4 Dec 1998	28 Jun 2002
Georgia	18 Jul 1998	5 Sep 2003
Germany	10 Dec 1998	11 Dec 2000
Ghana	18 Jul 1998	20 Dec 1999
Greece	18 Jul 1998	15 May 2002
Guinea	7 Sep 2000	14 Jul 2003
Guinea-Bissau	12 Sep 2000	
Guyana	28 Dec 2000	
Haiti	26 Feb 1999	
Honduras	7 Oct 1998	1 Jul 2002
Hungary	15 Jan 1999	30 Nov 2001
Iceland	26 Aug 1998	25 May 2000
Iran (Islamic Republic of)	31 Dec 2000	
Ireland	7 Oct 1998	11 Apr 2002
Israel3	31 Dec 2000	
Italy	18 Jul 1998	26 Jul 1999
Jamaica	8 Sep 2000	
Jordan	7 Oct 1998	11 Apr 2002
Kenya	11 Aug 1999	
Kuwait	8 Sep 2000	
Kyrgyzstan	8 Dec 1998	
Latvia	22 Apr 1999	28 Jun 2002
Lesotho	30 Nov 1998	6 Sep 2000
Liberia	17 Jul 1998	
Liechtenstein	18 Jul 1998	2 Oct 2001
Lithuania	10 Dec 1998	12 May 2003
Luxembourg	13 Oct 1998	8 Sep 2000
Madagascar	18 Jul 1998	
Malawi	2 Mar 1999	19 Sep 2002
Mali	17 Jul 1998	16 Aug 2000
Malta	17 Jul 1998	29 Nov 2002
Marshall Islands	6 Sep 2000	7 Dec 2000
Mauritius	11 Nov 1998	5 Mar 2002
Mexico	7 Sep 2000	
Monaco	18 Jul 1998	
Mongolia	29 Dec 2000	11 Apr 2002
Morocco	8 Sep 2000	
Mozambique	28 Dec 2000	
Namibia	27 Oct 1998	25 Jun 2002

Nauru	13 Dec 2000	12 Nov 2001	
Netherlands4	18 Jul 1998	17 Jul 2001	A
New Zealand5	7 Oct 1998	7 Sep 2000	
Niger	17 Jul 1998	11 Apr 2002	
Nigeria	1 Jun 2000	27 Sep 2001	
Norway	28 Aug 1998	16 Feb 2000	
Oman	20 Dec 2000		
Panama	18 Jul 1998	21 Mar 2002	
Paraguay	7 Oct 1998	14 May 2001	
Peru	7 Dec 2000	10 Nov 2001	
Philippines	28 Dec 2000		
Poland	9 Apr 1999	12 Nov 2001	
Portugal	7 Oct 1998	5 Feb 2002	
Republic of Korea	8 Mar 2000	13 Nov 2002	
Republic of Moldova	8 Sep 2000		
Romania	7 Jul 1999	11 Apr 2002	
Russian Federation	13 Sep 2000		
Saint Lucia	27 Aug 1999		
Saint Vincent & the Grenadines	3 Dec 2002	a	
Samoa	17 Jul 1998	16 Sep 2002	
San Marino	18 Jul 1998	13 May 1999	
Sao Tome and Principe	28 Dec 2000		
Senegal	18 Jul 1998	2 Feb 1999	
Serbia and Montenegro	19 Dec 2000	6 Sep 2001	
Seychelles	28 Dec 2000		
Sierra Leone	17 Oct 1998	15 Sep 2000	
Slovakia	23 Dec 1998	11 Apr 2002	
Slovenia	7 Oct 1998	31 Dec 2001	
Solomon Islands	3 Dec 1998		
South Africa	17 Jul 1998	27 Nov 2000	
Spain	18 Jul 1998	24 Oct 2000	
Sudan	8 Sep 2000		
Sweden	7 Oct 1998	28 Jun 2001	
Switzerland	18 Jul 1998	12 Oct 2001	
Syrian Arab Republic	29 Nov 2000		
Tajikistan	30 Nov 1998	5 May 2000	
Thailand	2 Oct 2000		
The Former Yugoslav Republic of Macedonia	7 Oct 1998	6 Mar 2002	
Timor-Leste	6 Sep 2002	a	
Trinidad and Tobago	23 Mar 1999	6 Apr 1999	
Uganda	17 Mar 1999	14 Jun 2002	
Ukraine	20 Jan 2000		
United Arab Emirates	27 Nov 2000		
United Kingdom of Great Britain and Northern Ireland	30 Nov 1998	4 Oct 2001	
United Republic of Tanzania	29 Dec 2000	20 Aug 2002	
United States of America6	31 Dec 2000		
Uruguay	19 Dec 2000	28 Jun 2002	
Uzbekistan	29 Dec 2000		
Venezuela	14 Oct 1998	7 Jun 2000	
Yemen	28 Dec 2000		
Zambia	17 Jul 1998	13 Nov 2002	
Zimbabwe	17 Jul 1998		